



Resolution from Nasimco

Conf/4/14

Constitutional Amendment

Notice is hereby given that in compliance with Clause 17.2.4(b) of the Constitution; Nasimco has submitted the attached to amend the Constitution to be tabled at the Fourteenth Ordinary Conference of The World Federation of KSIMC to be held in Dar es Salaam, 16-18 May 2014

Shan E Abbas Hassam
Secretary General
12 March 2014

Addition to Section 4 of The World Federation Constitution:

“The Objects of the Federation shall be carried out in accordance with this Constitution and all rules, regulations and resolutions of the Federation and all laws, rules and regulations of the jurisdictions where the Federation operates. In addition, the Federation, any Member Regional Federation, Associate Member, Jamaat or recipient of funds from WF shall ensure that any organisation or individual to whom they assist or contribute funds to, shall comply with the rules, regulations and resolutions of the Federation and with all laws, rules and regulations of the jurisdictions where they operate.”

No change at Section 29 apart from the fact that it should be Section 28 and we delete the existing Section 28, which are transitional clauses only

Section 29 Indemnity

Every Member Regional Federation, Associate Member, and Jamaat by accepting membership (affiliation) in and to the Federation agree to uphold and be bound by the provisions of this Constitution and any rules, regulations and resolutions of the Federation and agree to pursue the objectives of the Federation as set forth in Section 4 hereof. By accepting membership in the Federation, each Regional Federation, Associate Member and Jamaat agrees to indemnify, defend and hold harmless the Federation, their other members, officers, directors, trustees, Councillors and employees from and against any and all claims, causes, causes of action, damages, suits, legal proceedings or controversies of any nature arising out of or relating to said members violation of this constitution, the rules, regulations and resolutions of the Federation and any law, rule or regulation of any governing authority having jurisdiction over said members activities and arising out of or relating to any bodily injury or property damages which results from the actions or inactions of said Member.

In addition to the changes to the constitution, it is proposed that the Conference passes the following resolution:

It is HEREBY RESOLVED that:

“The Federation, any Member Regional Federation, Associate Member, Jamaat or recipient of funds from WF shall not engage in any activity that has a purpose of, or intentionally results in civil unrest, civil disobedience, death or injury to persons or destruction of property. The Federation, any Regional Federation, Associate Member, Jamaat or recipients of funds shall not solicit or accept contributions from any entity whose purpose or actions will result in civil unrest, civil disobedience, death or injury to persons or destruction of property.



In addition, the Federation, any Regional Federation, Associate Member, Jamaat shall not channel funds to any organisation, or its members or affiliates that have been designated as terrorist organisations by nations within which the WF Membership exists.”

Habib M Habib
Nasimco

Resolution from Pakistan Federation

Conf/5/14

Constitutional Amendment

Notice is hereby given that in compliance with Clause 17.2.4(b) of the Constitution; Pakistan Federation has submitted the attached resolution to be tabled at the Fourteenth Ordinary Conference of The World Federation of KSIMC to be held in Dar es Salaam, 16-18 May 2014.

Shan E Abbas Hassam
Secretary General
13 March 2014

Be it hereby resolved that the following resolution (with or without amendment) is passed:-

"That the W.F. Shall confine its activities in Geographical Regions (herein after called "restricted area") where any one of its constituent member is present. However, WF may undertake any activity in other non restricted areas, if such activity is fully funded by donors, including direct and indirect costs/expenses."

Muhammad Ali R Merchant
Hon. General Secretary
Pakistan Federation

Resolution from Africa Federation

Conf/6/14

Amendments to the Constitution and to the Standard Operation Procedure for Electing the President.

Notice is hereby given that in compliance with Clause 17.2.4(b) of the Constitution; Africa Federation has submitted the attached amendments to be tabled at the Fourteenth Ordinary Conference of The World Federation of KSIMC to be held in Dar es Salaam, 16-18 May 2014.

Shan E Abbas Hassam
Secretary General
17 March 2014



CONSTITUTIONAL AMENDMENTS

- A. The additional (optional) office bearers in the form of Assistant Secretary General and Assistant Honorary Treasurer who may be appointed by the president and serve at his pleasure.
- B. The condition that all office bearers and trustees are to serve in their honorary capacity.
- C. The President and Trustees of the WF to be Khoja members of the Community.

2.5 'the President of the Federation' shall mean the President of the Federation, who is a Khoja member of the Community, for the time being elected in accordance with the Constitution;

2.7 (a) 'the Assistant Secretary General' shall mean the Assistant Secretary General for the time being of the Federation being appointed in accordance with the Constitution;

2.8 (a) 'the Assistant Honorary Treasurer' shall mean the Assistant Honorary Treasurer for the time being of the Federation being appointed in accordance with the Constitution;

2.9 'the Office Bearers' shall mean the President, Vice President, Secretary General, the Honorary Treasurer, Assistant Secretary General (when appointed) and Assistant Honorary Treasurer (when appointed) for the time being of the Federation elected and/or appointed in their honorary capacity in accordance with the Constitution;

2.10 'the Trustees' shall mean the Trustees, being Khoja members of the Community, for the time being holding the property of the Federation in their honorary capacity in accordance with the constitution;

19.1.1

1. President of the Federation
2. Vice President
3. Secretary General
4. Honorary Treasurer
5. Assistant Secretary General
6. Assistant Honorary Treasurer
7. Five Ordinary Councillors
8. Five Appointed Councillors
9. Nominated Councillors

* (numbering has changed)

19.1.2

(c)Assistant Secretary General and Assistant Honorary Treasurer

An Assistant Secretary General or an Assistant Honorary Treasurer or both, may be appointed to assist the Secretary General and the Honorary Treasurer respectively; such appointment being made by the President from time to time and shall hold office at the President's pleasure provided that his term of office shall, subject to any re-appointment come to an end at the end of the term of office of the President. The duties and



responsibilities of the Assistant Secretary General and the Assistant Honorary Treasurer shall be limited to those that are assigned and/or delegated by the Secretary General or the Honorary Treasurer respectively, from time to time.

***Change in order of 19.1.2(d) and 19.1.2(e) accordingly.*

TYP0

5.20.1 The investment policy is recorded in writing by the Financial Expert for the Office Bearers.

The following amendments are being proposed to address the process of elections of the President, whereby currently the register of eligible voters (as per SOP) is requested before nomination of the candidates. In the case of only one nominee, this results in wastage of valuable community resource of time and monies to get this register together. These amendments bring the process of nomination before the process of getting the list of eligible voters from constituent Jamaats. The amendments are for both; the constitution and SOP.

Proposed Constitutional Amendment:

20.1.1 At least one hundred and twenty [120] days before the end of the term of office of the President, the Electoral Commission shall issue a notice to all members inviting written nominations within fifteen (15) days of such notice for a candidate for the office of the next term not exceeding three (3) years.

Proposed Amendments to SOP:

2.1 At least 120 days before the end of term of the President, the Electoral Commission will invite nominations for the post of the President.

2.4 The Electoral Commission must receive eligible nominations within 30 days from the invitation for candidates. Such nominations must be accompanied with a signed consent letter from the nominated candidate.

3.1 Clause 20.1.1 At least one hundred and twenty (120) days before the end of the term of office of the President, the Electoral Commission shall issue a notice to all members inviting written nominations within fifteen (15) days of such notice for a candidate for the office of the next term of three (3) years.

5.2 It will be the responsibility of the Constituent Member to provide the Electoral Commission with the eligible voter's list at least seventy five (75) days prior to the end of the term of the President. Such register will include the name and address of each voter and will include other information [unless prohibited by local laws] based on the rules applicable within the Constituent Member's governing rules including but not limited to female voting, age limits and lapsed subscriptions. The Commission may at its sole discretion undertake a validation of such register provided by each member.

5.5 The cut-off date for providing the list of eligible voters of each member will be seventy five (75) days before the end of the three year term of the President.